

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983

Name MOTLEY LINDA
 (Last) (First) (Initial)

Prisoner Number X05359

Institutional Address V.S.P.W. / P.O. BOX 96 D4-20-1L
Chauchilla, CA. 93610-0096

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

Linda Motley
 (Enter the full name of plaintiff in this action.)

vs.

State Of California
Honorable Retired Judge
Mike Nail

(Enter the full name of the defendant(s) in this action.)

CV 08 Case No. 2228
 (To be provided by the clerk of court)

COMPLAINT UNDER THE
 CIVIL RIGHTS ACT,
 42 U.S.C §§ 1983

E-filing

[All questions on this complaint form must be answered in order for your action to proceed..]

I. Exhaustion of Administrative Remedies

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement Valley State Prison For Women

B. Is there a grievance procedure in this institution?

YES ☒ NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES ☒ NO ()

D. If your answer is YES, list the appeal number and the date and result of the

1 appeal at each level of review. If you did not pursue a certain level of appeal,
 2 explain why.

3 1. Informal appeal Copies Are Attached Here.

4
 5 2. First
 6 formal level

7
 8
 9 3. Second formal level

10
 11 4 Third
 12 formal level

13
 14
 15 E. Is the last level to which you appealed the highest level of appeal available to
 16 you?

17 YES ☒ NO ☒

18 F. If you did not present your claim for review through the grievance procedure,
 19 explain why.

20
 21
 22 II. Parties

23 A. Write your name and your present address. Do the same for additional plaintiffs,
 24 if any. X05359 D4.20.21

25 LINDA MOTLEY Valley State Prison For Women
 26 P.O. BOX 96 Chowchilla, CA 93610

27
 28 B. Write the full name of each defendant, his or her official position, and his or her

place of employment.

Honorable N/A Mike Nail (Retired) Salinas County
Sail Fairfield, CA.

III.

Statement of Claim

State here as briefly as possible the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph. I was taken from Winters, Ca. Drove right pass the sheriff's station. Arrest And Booked Charged for a crime I did not commit into Salinas County jail in Fairfield, CA. Sent to prison And placed on parole. I am A Victim. Here I have attached copies of my claim. Enclosed are () copies. I have also sent in this same Civil Rights Rights (3) different times with (2) different Appeals with No Response

PLEASE HELP AS I CONTINUE TO FIGHT FOR JUSTICE.
"I AM" "INNOCENT"

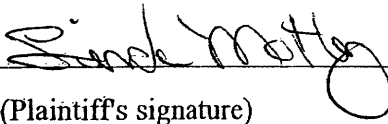
IV. Relief

Your complaint cannot go forward unless you request specific relief. State briefly exactly what you want the court to do for you. Make no legal arguments; cite no cases or statutes. To be released right-now And to be paid for loss, pain, suffering, false imprisonment,

1 obstruction of justice, unlawful events, And pure UNJUST. My life was stolen
2 stripped, my freedom, liberty, and constitutional rights were violated And my
3 civil rights too. To be able to have money for all that has happened to me.
4
5
6

7 I declare under penalty of perjury that the foregoing is true and correct.
8

9 Signed this APRIL day of 13, 20 08
10

11 
12 (Plaintiff's signature)
13
14
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Ethical Decision Making

♦ Think Ahead

Realize that all actions, words, & attitudes reflect choices

♦ Clarify Goals

What are short-term and long-term goals?

♦ Gather Facts

Demand adequate information

♦ Consider Consequences

Filter choices through the 6 pillars of
Trustworthiness caring character
respect responsibility
Fairness citizenship

♦ Determine ethical and moral issues

What are the benefits, harms of decision?

♦ Determine Fiscal Impact

Fiscal "health" changes the way decisions are made

♦ Decide

What would my "ethical role model" do, given this information?

♦ Monitor and adjust

Strive for continuous improvement.

COMPLAINT ABOUT A CALIFORNIA JUDGE, COURT COMMISSIONER OR REFEREE

*Confidential under California Constitution
Article VI, Section 18, and Commission Rule 102*

Today's date: Dec. 13, 2007

Your name: LINDA MOTLEY

Your telephone number: (916) 683-3885 (Message Only) (916) 442-9014
(2)

Your address: Senior Center 711 J Street Sac, CA 95814

Your attorney's name: Janie Elliott, Dawn Yalsowski, Kathleen Bennett

Your attorney's telephone number: Solano County Jail Public Defender's Office.

Name of judge: Mike Nai / Valljeo Parole Office / Sacramento Metro Parole Office / CDCR. V.S.P.W.
OR

Name of court commissioner or referee: Solano Superior / Supreme Court

(If your complaint involves a court commissioner or referee, you must first submit your complaint to the local court. If you have done so, please attach copies of your correspondence to and from that court.)

Correspondence has trashed by C/S's Gone Unanswered A numerous of different dates & time
Court: Solano County Court (Superior / Supreme Dept (2)

County: Fairfield, CA.

Name of case and case number: DUI w Bodily Injury P29005P1203-3P2900 - 1 False Imp
isonment, TAKEN FROM THE CRIME SCENE IN WINTERS CALIFORNIA

Please specify what action or behavior of the judge, court commissioner or referee is the basis of your complaint. Provide relevant dates and the names of others present. (Use additional sheets if necessary.) I was the assignee of this crime. Copies are attached to explain my innocence. AD refused to professionally defend me. Highway Patrol man, lied on the witness stand and said I was the driver. He never saw me behind the wheel of the car. There was no bodily injuries to the oncoming car. The driver was sent home with a bottle of martini. Missed two days of work. I was hurt and never taken to the hospital. I have been fighting a long time to prove my innocence. A lot of my legal letters have been continually go unanswered. PLEASE HELP.

Please indicate how you became aware of the commission.

By My Legal Research, Seeking Help "ACRY OF INNOCENCE"

Return to: Commission on Judicial Performance
455 Golden Gate Avenue, Suite 14400
San Francisco, California 94102

Telephone: (415) 557-1200

Web site address: <http://www.cjp.ca.gov>

From: LINDA MOTLEY X05359 A3 131-4
V.S.P.W. P.O. BOX 96
CHOWCHILLA, CA 93610-0096



State of California
Commission on Judicial Performance
455 Golden Gate Avenue, Suite 14400
San Francisco, CA 94102-3660
(415) 557-1200
FAX (415) 557-1266
Web Site: <http://cjp.ca.gov>

April 9, 2008

Linda Motley, X-05359
Valley State Prison for Women
P.O. Box 96 (D2-25-3L)
Chowchilla, CA 93610

Dear Ms. Motley:

At its April meeting, the Commission on Judicial Performance determined not to take further action with respect to your complaint received January 22, 2008, and your further correspondence.

It was concluded that the actions of the judge which were the subject of your letter provided an insufficient basis for commission proceedings. Therefore, no further action is justified based on the information you provided.

Pursuant to your request, we have enclosed a copy of our most recent correspondence to you, for your records.

We do appreciate your time and effort in bringing this matter to the commission's attention.

Very truly yours,

A handwritten signature in black ink, appearing to read "Karen Clay".

Karen Clay
Staff Counsel

KC:al/L0409motley

Enclosures



State of California
Commission on Judicial Performance
455 Golden Gate Avenue, Suite 14400
San Francisco, CA 94102-3660
(415) 557-1200
FAX (415) 557-1266
Web Site: <http://cjp.ca.gov>

March 16, 2007

Linda Motley, X-05359
Valley State Prison for Women
P.O. Box 92 (C2-28-2L)
Chowchilla, CA 93610

Dear Ms. Motley:

We have received and reviewed the letter you submitted to the commission. Following a review of this information, it is not clear to us what your complaint is about.

The primary function of the Commission on Judicial Performance is to evaluate and act upon complaints against California state court judges for judicial misconduct as specifically set forth in the California Constitution, the California Code of Judicial Ethics and the decisions of the California Supreme Court.

Please note that the Commission on Judicial Performance has limited jurisdiction. Ordinarily, individual legal rulings are not a basis for review by this commission which is not a court and does not have the authority to reverse legal rulings or intervene in legal proceedings. Even a judicial decision or administrative act later determined to be incorrect is not itself a violation of the Code of Judicial Ethics and is not misconduct.

If you wish to pursue a complaint, what is necessary is to state the name of the judge and specify exactly, in your own words, what action or behavior of the judge is the basis for your complaint. Enclosed is a complaint form for your use should you decide, in light of the foregoing, that you wish to make a complaint.

Very truly yours,

A handwritten signature in cursive script that reads "Bernadette M. Torivio".

Bernadette M. Torivio
Executive Secretary

BMT:hs/L0316mot

Enclosure



State of California
Commission on Judicial Performance
455 Golden Gate Avenue, Suite 14400
San Francisco, CA 94102-3660
(415) 557-1200
FAX (415) 557-1266
Web Site: <http://cjp.ca.gov>

January 24, 2008

Linda Motley, X-05359
Valley State Prison for Women
P.O. Box 96 (A3-131-L)
Chowchilla, CA 93610

Dear Ms. Motley:

This letter is to acknowledge receipt of your complaint about a California judges(s). We are presently reviewing this information and you will be advised in writing, at a later date, of the Commission's action in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Bernadette M. Torivio".

Bernadette M. Torivio
Executive Secretary

BMT:hs/

INMATE APPEALS BRANCH

1515 S Street, Sacramento, CA 95814
P.O. Box 942883
Sacramento, CA 94283-0001



April 8, 2008

MOTLEY, LINDA, X05359
Valley State Prison for Women
P.O. Box 99
Chowchilla, CA 93610-0099

RE: IAB# 0723113 LIVING CONDITIONS

Ms. MOTLEY:

The Inmate Appeals Branch, California Department of Corrections and Rehabilitation (CDCR) acts for the Director, Division of Adult Institutions, at the third level of appeal. The Branch examines and responds to inmate and parolee appeals that are submitted on a CDC Form 602, Inmate/Parolee Appeal Form, after the institution or parole region has responded at the Second Level of Appeal.

Institution and parole staff are available to assist you in obtaining additional copies of forms and documents required to submit an appeal. The inmate library offers resources and assistance to obtain general information regarding regulations, procedures, policies, and government agency addresses. Additionally, your assigned Counselor or Parole Agent, or the Appeals Coordinator can answer any questions you may have regarding the appeals process. The Inmate Appeals Branch appreciates your responsible use of the appeal system to address your grievance.

The Inmate Appeals Branch has received an appeal from you and has determined that it does not comply with the appeal procedures established in California Code of Regulations (CCR) Title 15, Article 8, and is being screened-out and returned to you pursuant to CCR 3084.3 for the following reason(s):

The CDC 602, Inmate/Parolee Appeal Form, must be completed through the Second Level of Review on behalf of the Warden or Parole Region Administrator.

A handwritten signature in black ink, appearing to read "N. Grannis".

N. GRANNIS, Chief
Inmate Appeals Branch

TO:
Mailing Address Mr. Manuel Graves
Classification & Parole Representative
Valley State Prison For Women
P.O. Box 99
Chowchilla, CA. 93610

-1-

Return Address: Linda Motley
X05359 V.S.P.W. AB-129-L
P.O. Box 96
Chowchilla, CA. 93610-0096

Playing the hand of UNJUST that was dealt
to me. CDCR has place me over & over here
for an alleged Parole And Violation.

I am requesting the
past and present findings to be
re-evaluated, turned correctly, just-
ified, outcome of your contributeding
support in prayer and remembrance.
PLEASE

See Civil Rights, Constitutional Rights, Human
Rights, Government Laws, Codes, Rules,
And other regulations. Construction, real
estate, and more. Due Process
And lack of Jurisdiction. Mr. Graves you as
no stranger to me must

Section 679 Legislative Intent and rights
documented Section 679.02 (added by
Stats. 1986 C. 1427 § 1.) Rights of Victims
And witnesses of crime (679.02)

The false imprisonment See: A fake
record or decrease an obligation to
the government. 18USCA 1286-287, 31USCA 883729-
8733.

-2-

... The act may be enforced either by the attorney general or by a private person in a qui tam action. Failure to report investigative employee violated 15 CCR § 3318(a) And Petitioner Rights to due process 6 Amendment.

• Also (Penal Code) 6000. Enclosed is a 1502 CDC Charge report of mere here say, "LIES" "CHAOS" "ILLEGALIZATION" AND ect. Has become a nonstop - PPable crime.

I have enclosed verified truth, most has been destroyed and or trashed.

THANK YOU SIR

I will need

for you to call the Fresno, CA UNITED STATES MAGISTRATE JUDGES Dennis L. Beck, & DISTRICT JUDGE Lawrence J. O'Neill. This involves Commissioner on Judicial Performance too, call (415) 557-1200 Bernadett M. Torviso. She's the executive secretary of California Constitution. Copies of (5) cc.

I thank you again. w/

B.

Sealine 6 here Pg 2 of Hearsay • Informant

All written here are true And correct under the laws of California without perjury I've signed and dated below with witness signature too.

Date: 2/13/08

Print Name: Linda Motley @

Sign: Linda Motley

Witness Print Name: Kellie Williams

" Sign " : Kellie Williams

End of 2 of 1 Page.

Governor of California

Arnold Schwarzenegger

State Capitol/Sacramento, California 95814

Return Address:

Linda Motley x05359
V.S.P.W. A3-131 P.O. BOX 96
Chouchilla, CA 93610-0096

Governor, Please respond to my on going cry of innocence, here at V.S.P.W. is where most of my crying began at the of six studying to become an actor. Since death took place I was left a huge amount of inheritance from A government official family member a very beautiful old lady. I miss her still today. Since then I received my contract of obedience, A state law code of honor with my 50 some odd millions of life insurance. My contract began from then on here is where I re-manded off and on. Then suddenly after meeting

A many, many of money hungry people. State Senate Jarred Tanner, and my adversary Moenean Fornhatt-onita, Mr. Donaldson whom I knew as A % worker, now as captain of V.S.P.W. So many numerous of faces here look at me with great guilt in their eyes, the code of silence is of one too many of them the retaliation, grudge, intimidation, hatred and ect...

Governor, You would not believe the non stop chaos and multitude of enemies I have here. This huge involvement concerns

over →

Sheriffs, Police, the correctional officers,
there families, friends, relatives, BPT
BPH, Restitution's Office, Court officials
Most of the medical and mental health
services here are holding a real serious
grudge. I'm enclosing falsified docum-
-ents of proof. %'s have physically
attacked me recently (1-5-08)
While a lieutenant stood back and
filmed the whole event. I have ex-
-pressed my feelings to never return
here too Parole again, Commissioner,
lawyer, And Victim Witness assistance
program plus judicial performance too.
Sacramento Superior Courts refuse
to approve my many writ of appeals. NO"
one has properly assist me. Please do
your best to understand copies enclosed
of every sheet of legal statement
to help support honesty. Justice. For it is
what makes a government strong. —

I wait for your appropriate answer.

I thank you so kindly for your time too

* () copies Enclosed

Linda Motley.

Witness: Loraine Ginton

1-20-08

for Ginton

TO: GOVERNOR OF CALIFORNIA
ARNOLD SCHWARZENEGGER
STATE CAPITOL
SACRAMENTO, CALIFORNIA 95814

Case No. P2900-5-P1203-3P2900-1
Offense DU^W/Bodily Injuries. 2003 Sept. 23.

Dear Governor,

Around 2-9-05 Your advocates sent me a answered letter that states my Constitutional rights have been violated on the above written. California Law States An arrest will be made where the crime is committed at that location. Linda Motley; Was the passenger. Taken to Solano County Jail from the crime scene in Winters, CA. Booked at bail 250,000 raised to 50,000 Sent to prison 16 mos. Released Oct. 1 2004 to Vallejo CA. I've never been to Fairfield, CA + Vallejo, CA. before in my life. The highway patrolman drove right pass Winters, CA. Sheriff's Station. I ask him why he said because I can. Here I sit behind bars over and over again. I'm begging you to PLEASE FREE ME AT ONCE. Parole knows that I am innocent. My life is at stake And has been for some time now. THE VIOLATION, UNJUST

YOU AS AN INMATE? THE ANSWER IS FALSE IMPRISONMENT A NUMEROUS OF UNSTOPPABLE TIMES. ——— Every Legal Organization, Lawyers, Courts, Advocates, Appeals, Chief Officials, Warden, Cops, Self Help Center, Mac George School of Law, ACLU, Innocent Project, Attorney General, Prison Law, State Bar, Prisoner's Right Union, Lawyer Referral Service, Including Court Fee Filings of Criminal Charges Against, C/O's, Sheriffs, Public Defenders, Judges ect.,... Now it is up to you. ———

Mr. Schwarzenegger there is NO QUESTION TO BE ASKED

I thank you for no delay. ———

GOD BLESS US ALL ———

Return Address: Linda Motley X05359
A3 131 L V.S.P.W P.O. BOX 96
Chowchilla, CA, 93610 - 0096

W/B Other Improper Dr Illegal Activities Including DFF
Bench Conduct. And more. Date: 12-14-07

~~Q.M. [illegible]~~

Signed: Linda Motley

Witness: Nelly Crocco

OBSTRUCTION OF JUSTICE AND THE
MANY UNLAW ACTS OF WRONG-
DOINGS WITHIN THE SACRAMENTO
POLICE / SHERIFF / COURTS AND
PAROLE DEPARTMENT; Has now
placed me Linda Motley. A victim
of Stolen Identity, false imprisonment,
discriminated, and so much more of a many
attacks from White collar and Blue co-
llar Crimes. Now my life is at stake
if I'm to return to U.S. P.W. again.

GOVERNOR "I am NOT ON PAROLE!"
The State Of California has me be-
hind bars. I have wrote to you 3 diffe-
rent occasions. I do not have
money due to my life Insurance,
Trust Account, Inheritance, SSI
award back payment, Lottery Ticket
that was stolen by Monear Forgh-
attonita. He has a many of names
Please call Mamie Washington /
Motley 727-5045099 / 727-239-7190 E
Ernest Motley who can explain who
I am and how I've been robbed, beaten,
I.D. Stolen, Kidnapped Verbal, Physical,
Mental, Emotional Abused, torture,
Assult, Threatened And ect...
WHY HAVE YOU NOT PUT A STOP TO

2 of 4 B

CONFIRM AND EXPRESS TO THE LETTER I RECEIVED FROM YOU REGARDING ALL OF THIS SPOKEN IN THIS LETTER? PLEASE RESPOND. THE FALSE IN PRISONMENT HAS NOT STOPPED. A many of my submitted complaints has gone unanswered, I'm lead to be that my legal proceedings have been trashed, destroyed, and ect... Only GOD knows. GOVERNOR, the many violations of the Code of Judicial Ethics and misconduct has gone too too far with the ineffectiveness of wrongful doings. I am requesting your total response of action that is long over due for your attention is souly needed. A PERSON WOULD NEED A FELONY AND A LOT OF PRIOR DUI'S IN ORDER TO RECEIVE A PRISON SENTENCE. I've not given up with the abuse of authority here at V.S.P.W that is soon to be under investigation regarding I, Linda Motley once named Linda Farghattonita. Frist of the State of Medrea, CA. Head Administrator of V.S.P.W. I OPENED THIS PRISON. NOT AS AN INMATE HOW IS IT I SIT HERE WRITING TOO

30448.

* COPIES SENT TO WASHINGTON DC CIVIL ACTION

Sheriffs, Police, the correctional officers,
 there families, friends, relatives, BPT
 BPH. Restitution's Office, Court officials,
 Most of the medical and mental health
 services here are holding a real serious
 grudge. In enclosing falsified docum-
 -ents of proof. %s have physically
 attacked me recently (1-5-08)
 While a lieutenant stood back and
 filmed the whole event. I have ex-
 -pressed my feelings to never return
 here too Parole regain, Commissioner,
 lawyer, And Victim witness assistance
 program plus judicial performance too.
 Sacramento Superior Courts refuse
 to approve my many writ of appeals. NO"
 one has properly assist me. Please do
 your best to understand copies enclosed
 of every sheet of legal statement
 to help support honesty. Justice. For it is
 what makes a government strong. —

I wait for your appropriate answer.

I thank you so kindly for your time too.

* () copies Enclosed

Linda Mattox.

1-20-08

witness: Dashi Villa

TO: Governor of California
 Arnold Schwarzenegger
 State Capitol/Sacramento, California 9581

Return Address:

Linda Motley x05359
 V.S.P.W. A3-131 • P.O. BOX 96
 Chouchilla, CA 93610-0096

Governor, Please respond to my on going cry of innocence, here at V.S.P.W. is where most of my crying began at the of six studying to become an actor. Since death took place, was left a huge amount of inheritance from a government official family member a very beautiful old lady. I miss her still today. Since then I received my contract of obedience, A state law code of honor with my 50 some odd millions of life insurance. My contract began from then on here is where I commanded off and on. Then suddenly after meeting

A many, many of money hungry people. State Senate Jarred Tanner, and my adversary Moenean Jamhath-onita, Mr. Donaldson whom I knew as A % worker now as captain of V.S.P.W. So many number of faces here look at me with great guilt in their eyes, the code of silence is of one too many of them the retaliation, grudge, intimidation, hatred, and ect...

Governor, You would not believe the non stop chaos and multitude of enemies I have here. This huge involvement concerns

Linda Motley x05359
 V.S.P.W. A312912
 P.O. Box 96
 Chewchille, CA 93610-0096

Dear Governor,

I was robbed. A lot was taken away from me including my family starting with my name Nickleboam. Father's name was Albert, as I sit here in the same building where I remember him, some terror took place. Now I know why this false imprisonment was GOD's will. My Ford license life insurance, inheritance from the Hughes family, And my Lottery Ticket was all stolen. Here are names of people, Correctional Officers ① Anderson ② Staff, Mr. Mendelson. You must take note that Mr. Moene near Forghatto nita And partner in crime with the Washingtons (OHIO) And Captain L.S. Donaldson along with SGT. Pisano ect... Must all come forward with what has been written. I refuse to allow any more harm to my children And I. Terror is all around me here at V.S.P.W. 1/2's too are troubling me daily. The course of real property, transactions, Stock and bonds

continue...

Commodity and adoption transactions,
Banking and other Financial Institution transac-
tions, Business operating transactions,
Estate, trust, and other beneficiary tr-
ansactions, Claims and litigation, Personal
and family maintenance, Benefits from
Social Security, Medicare, Medicaid, or other
governmental programs, Blue Cross, Red
Cross, Civil service, Retirement Plan Trans-
actions, Tax^{2.m.} matters, And so much more.

Head trauma and other horrifying events has
caused me to forget a lot. "GOD HAS
SUSTAIN ME THE REGAINMENT OF
MY MEMORY." So much evidence

was left behind. Media coverage is A
must. None of my previous letters to you
have been answered yet. Your advocates

cancel. Myra (813) 401-9910 she knows every
thing. Home (813) 230-9237 And Mr. Pior trans-
-portation V.S. P.W. He can explain what
the Ranssensome's did with my son
when he was born. I have to look at
the same faces of all the people
whom know the truth of my past
and what has been writing here
even the warden is aware of all

the cruelty of events that are
happen now. GOVERNOR. Your
actions and motives must be
quick due too the unjust done by
so many Yo's that now know I
remember. — A serious grudge
has fallen on me. My power of
Attorney was done in 1999 to Ernest
Motley for temporary reasons only;
he somehow forged it to continue.
Please Call (916) 683-3885 for information.
Governor, I was 6 yrs old please help me to
seek the truth. I cannot continue this horro,
my life has been stolen. I'm sending all
copies of proof for your support once
again. I'm being rushed —
GOD BLESS YOU —

Ernest Motley

Date: 2/20/08

W/B

— Thank You —
= =

— Being rushed for time frame —

Protective Custody will be for me to return to
RCCG til this is resolve —

Take Note 24 AVE was and
still should be my true address —

* Investigation is being requested.

* Original Document

Reception Center: VSPW

MENTAL HEALTH SCREENING

LAST NAME: MOTLEY FIRST NAME: LINDA CDCNUM X05359 CELLBED: A 2 000000001501L

☒ This Inmate has completed a routine Mental Health Screening and is:

☒ Cleared for General Population (No restrictions). ☐ Referred for further evaluation. ☐ Referred for crisis care.

☐ Able, but unwilling to participate in clinical assessment.

☐ This inmate was interviewed after: ☐ staff ☐ Self Referral _____, and the following action was taken:

☐ Cleared for continued programing. ☐ Referred for further evaluation

☐ Other: _____

☐ This Inmate is non English speaking. Primary Language: _____

Lori Williams Ph.D.

(559) 665-6100 Ext 6022

Phone

Lori Williams
Clinician's Signature

2/9/2006

Date

CDC 128C c: C-file, Medical File, CCI

~~CONFIDENTIAL~~

20:4 TVLOL
05/04/2007

11:42

1

CASE RECORDS NRT OFC


PAGE 02/02

MENTAL HEALTH INFORMATIONAL CHRONO

CDC 128-B

MOTLEY, Linda X05359

Inmate Motley is currently being treated for her mental health needs, at the EOP level of care, in the Outpatient Housing Unit (OHU) of VSPW. Her current mental health symptoms, behavior and thinking are significantly disorganized to the extent that the mental health staff have determined that she is gravely disabled. Inmate Motley's parole date is April 13, 2007. She cannot be released without assistance to maintain her mental health and function independently in society (this includes safely utilizing public transportation).


Lori Williams, Ph.D.
Chief Psychologist (A)
VSPW

D: 04/12/07



Barry C. Scheck, Esq.
Peter J. Neufeld, Esq.
Directors

Maddy deLone, Esq.
Executive Director

Innocence Project
100 Fifth Avenue, 3rd Floor
New York, NY 10011
Tel: 212.384.5340
Fax: 212.384.5341
www.innocenceproject.org

INNOCENCE PROJECT CASE EVALUATION AUTHORIZATION FORM

This document authorizes and directs any persons or government agencies including, but not limited to, police, prosecution, sheriff, probation, and parole officers and officials, to release to the Innocence Project and any attorney, staff member, student, or volunteer working under its purview, any and all documents and other materials in their possession pertaining to me or my case.

This document authorizes and directs attorneys who have previously represented me or from whom I have sought legal advice and their agents, to release to the Innocence Project and any attorney, staff member, student, or volunteer working under its purview, any documents pertaining to me or my case and to disclose to the Innocence Project any confidential information or privileged communications

This document authorizes any attorney, staff member, student, or volunteer working with the Innocence Project to communicate with any persons or government agencies having information relevant to the evaluation of my case, including, but not limited to, attorneys who have previously represented me or from whom I have sought legal advice, as well as police, prosecution, sheriff, corrections, probation, and parole officers and officials. This document further authorizes the Innocence Project to examine, receive, and/or photocopy any and all documents pertaining to me or my case that are in the possession of such persons or agencies.

This document authorizes any attorney, staff member, student, or volunteer working with the Innocence Project to communicate with any persons or organizations, including, but not limited to, members of the Innocence Network regarding the evaluation, progress, and/or status of my request for legal assistance.

In all other respects, my interactions with the Innocence Project will remain privileged and confidential.

This document serves as authorization for the Innocence Project's evaluation purposes only. I understand that the Innocence Project does not represent me.

DATED: 3/20/08
(Month/Day/Year)

SIGNATURE: Linda Motley

YOUR NAME: Linda Motley
(Please print name)

ADDRESS: Valley State Prison For Women
PO. Box 96 X05359 (02-28-21)
Chico, CA. 9581

DO NOT DUPLICATE

The Innocence Project, Inc.
 Benjamin N. Cardozo School of Law
 100 Fifth Avenue, 3rd Floor
 New York, NY 10011

YOUR NAME:

First:

Linda Motley

Middle:

Last:

Motley

Prod Ben Project
 Silicon Valley
 450 North 1st Street
 San Jose, CA 95103-0103

Your Address: Valley State Prison Solano County 95359
P.O. Box 96 DY. 20-22
Chowchilla, CA 93610-0096

Inmate Number:

X05359

Date of Birth:

4/13/56

Social Security Number:

270-56-2740

If you are not the defendant, please provide your contact information and relationship to the defendant:

About Your Case:Date(s) of Crime(s): 9-23-03Date that the crime was reported: 9-23-03Date that the victim(s) were examined: 9-23-03Date of Arrest: 9-23-03Date of Conviction: 5-18-04Indictment/Case Number: P2900-5 P1203-3 P2900-1Date of Sentencing: 5-18-04Place of conviction (city, state): Fairfield, CA. Solano County CourtCharges (list all charges): 02V23153(B) DUI over legal Bac/BOD INT

Convictions (charges you were convicted of): DUI with Bodily Injury. NO ONE WAS INJURED.

The true defend and driver is Matthew Kalac Moten
 home Marie Moten in Winters, CA. at the time of this
 incidence

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Sentence received for each charge: 16 months period of incarceration vs. SPW

Are you innocent of all the charges listed above? yes.

If you are not, please let us know which charges you are claiming innocence of:

FACTS: Please provide a brief description of the crime and the case made against you.

Facts according to the prosecution: That the Highway Patrol man got on the witness stand and pointed me sitting in the court room with hand cuffs, shackles and etc... He never ever had gotten any type of evidence, Nor did he see me behind no wheel of no car. He "LIED" "ON" "ME" He committed Prejudice in a United States Court room with his badge on tow. "UNBELIEVABLE!"

Facts according to the defense: I was the only passenger / Matthew Kaba was the driver / "I" was falsely accused And falsely imprisoned / No witnesses came forward / Highway Patrolman did not see me behind no wheel of a car / Highway Patrolman refused to do a doctor for fingerprints / And ignored my record of evidence And history too / PLEASE SEE that such a conviction was pre-judice if "I" was or had been the driver. Forced to Plead guilty and or NO contest by the courts ruling landed me in prison were I sit now. Being innocent has been ignored a number of times. Facts to be noted, "NO ONE GOES TO PRISON ON THEIR FIRST DUI" & There were no evidence of me being the driver. Public Defender would not prove my innocence. No one in the other car was injured or hurt, "I" indeed was hurt And has severe damage from the incident. The driver indeed has (5) or more Prior DUI's, on Probation in (1) or more counties And attended DUI classes. Fact that we drove right pass winter's California's Sheriff's Station and continued to drive all the way to Fairfield, CA. Book on a charge I never committed. — I was sentenced and sent to prison on no evidence shown. NO WITNESSES And the driver NO WHERE TO BE FOUND. I've heard and to be — I've Matthew Kalac is Bob Matthew one of the same, TRUE DEFENDER. Mother Marie Kalac was called for witness on the truth of this crime, but never appeared in court.

DO NOT DUPLICATE**Facts according to you:**

If you can recall, what were you doing and where were you when the crime was being committed? I was sitting in the driver's seat attempting to help the driver not crash and to help gain control of the safety of our lives. I was also aware of the fact that we were only going 5mph. Very, very, slow onto oncoming cars. I was most importantly bracing myself for protection, not to be harmed. At the same time I was pushed toward the dashboard and (R) side of the passengers door very hard, feeling pain and fear at the same time. Also I was thinking about what the driver's mother (Marie Kalac) had said to him just before we drove off. Which was I should not let you drive my car because you always get in an accident or pulled over for DUI. That is when I felt a hard crash on the (R) passenger back fender. Someone had done a drive by or something then I notice that tire flying in the air. The rotor came off. I saw when we got out of the car. It was A
 ACT OF GOD - ACT OF FREAK OF NATURE - SOMETHING.
 I'm serving time, but I'm innocent.

Did you plead before or during trial? If so, please indicate if you your plea was:

 Not Guilty

 Guilty

 Nolo Contendere

 X No Contest

How did you become a suspect? Perjury from a law official. And the driver too.

Did you know the victim(s)? If yes, how did you know the victim(s)? There was no victim. The Mexican man complained about his shoulder at the hospital was sent home (2) hours later and missed (2) days of work. "I'm the real VICTIM HERE."

According to the Police and/or Prosecution, how many people were involved in the crime? Matthew the driver, 1 And (2) men in the other car. Equals (4).

How many people were identified and/or arrested? If you know who they are, please list them here:

Matthew Kalac And myself Linda Motley.

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Are there co-defendants involved in this case? If so, please list their names and give a brief description of their alleged involvement.

NO, I do not know How I was charge for this crime. And Why the driver was no a codefendant,

How did you know the co-defendant(s)? He was a social semi friend who asked me to go to winters, CA, with him and his mom to help out with his storage and moving arrangements.

Evidence:

What physical evidence was collected? If you know, please let us know where the items were found and who they belong to (for example, if the police collected a shoe, please let us know if it is supposed to be the victim's shoe, as opposed to your shoe).

NONE NOTHING AT ALL

What physical evidence was used at trial? NONE NOTHING AT ALL

What biological evidence was collected from the victim(s) and/or the scene (Examples of biological evidence: blood; hairs; fingernail scrapings; saliva; skin; items from a rape kit like vaginal, oral, anal swabs; semen stains from the crime scene or on clothing;)? It was a noted evidence of the scene.

What biological evidence was collected from you? And old machine show that my blood level was 0.18, which was not true, I only had (2) sips of lite beer. The drivers level was 9.2, or 2.9, with pirors.

What biological evidence was introduced at trial? My Face that the Highway patrolman pointed out. Take Note, He never saw me in no car at all. Only standing on the side of the ~~highway~~ ^{lim} road.

Is there any new physical or biological evidence? ~~error~~ ~~none~~ — yes, I heard that his ~~name~~
~~error.~~ ~~name~~ ^{L.M. error} ~~is Bob Matheson and he was~~ prior one of many and he
knew that he would be going to do some time, that is one of
the reasons he blamed it on me. And some talk about him
working with a guy that had burned me (ROB ME) for a lot of
money wanted to put me away and that Matthew Kalac got paid by
~~Aloeneer Terghattenita~~ an ex captain that works at V.S.P.W. in Churchill
CA. here where I am at. I have very bad horror stories about this captain in
my past. He has really hurt me—I do not why he is a captain here. A true criminal
Benjamin N. Cardozo School of Law, Yeshiva University -5-

DO NOT DUPLICATE**Testing:**

For each item or kind of evidence, please list the type and results of testing performed before or during the trial phase of your case (Example: ABO testing and testing for semen was performed on the swabs in the rape kit. The laboratory found the presence of semen and A and H antigens).

NONE —

I begged for a blood test to prove my innocence but was denied each time I repeatedly kept asking the courts.

Was there any testing performed on items of evidence after you were convicted? If so, please list which items were tested, what type of testing was performed, and the results of each test. If DNA testing was performed, please pay attention to what kind of testing was performed (e.g. RFLP, PCR, STR, Mitochondrial).

An old large machine used for breathalyzer.

Theory of Exoneration:

What items of evidence, if subjected to DNA testing, would prove your innocence?

Finger prints on the drivers side. And blood level. And the driver to come forward And the highway Patrolman to tell the truth. I do believe a Insurance fraud of some type may have taken place here Please check with

Marie Santos in Sacramento, CA. or Stockton, CA or Winters, CA. Also Matthew Kalac too. The real criminal

DO NOT DUPLICATE**Case Materials:**

Please do not send any documents at this time unless we requested them from you in writing.
 Please tell us which documents you have or can get:

Pre-trial documents (grand jury proceedings, motions, etc.):

Trial transcript (including plea hearings or sentencing hearings):

Police Reports (please provide a brief description, e.g. defendant's statement, investigator's notes, evidence):

Laboratory reports (please provide a brief description and date of report, if possible, e.g. serology report, autopsy report, etc.) 9-23-03 Parentalizer

Appellate Briefs - Direct Appeal:

Defense

Prosecution

Decision/Opinion

 yes

 yes

 yes

 no

 no

 no

Appellate Briefs - Secondary or Postconviction Appeal:

Defense

Prosecution

Decision/Opinion

 yes

 yes

 yes

 no

 no

 no

Other Postconviction Motions: NONE

Defense

Prosecution

Decision/Opinion

 yes

 yes

 yes

 no

 no

 no

Other Documents:

NONE. I've never been convicted of a DUI or a felony of drunk drive.

DO NOT DUPLICATE**Contact Information:**

Please provide us with contact information, if possible. Solano county Jail, Fairfield, CA.

Trial Attorney (name, telephone, address): Jane Elliott, Ann Bennett, Dawn Valsowski
All Public Defenders.

Prosecuting Attorney (name telephone, address): Same Address as above. Name? Jack?

Appellate Attorney (name, telephone, address): I requested a numerous of times
No Response.

Other Attorneys: Prison Law, Fresno Federal Courts, Appellate Rights Soc, CA.
J Street.

People or offices that may have documents: Solano County Superior Court/Honorable Judge
Mike Nail whom sentenced me to 16 months in prison for a misdemeanor crime
that I did not commit.

OTHER INNOCENCE PROJECTS

Have you contacted any other innocence projects or organizations? If so please list the organization and date you contacted them:

Only the Public Defenders for an appeals court review, And you.

This false conviction has gone unanswered, Ignored, and disrespected
And looked into a many many times. Solano refuses to answer all of
my appeals and complaints of unanswered forms that I've sent too, too,
many times. I continue to go back and forth to V.S.P.N. for parole
Violations after parole violations. A CRY FOR INNOCENCE
I BEG "OBSTRUCTION OF JUSTICE" (Please Correct)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): MOTLEY LINDA X05359 V.S.P.W. P.O. BOX 96 D4. 20. 2L CHOWCHILLA, CA 93610		FOR COURT USE ONLY
TELEPHONE NO.: ATTORNEY FOR (Name): TO REQUEST FOR COUNSEL	FAX NO.: INSERT NAME OF COURT, JUDICIAL DISTRICT, AND BRANCH COURT, IF ANY: Clerk of the U.S. District Court for the Northern District of CA, 450 Golden Gate Ave. Box 36060 San Francisco, CA 94102	
CASE NAME: FALSE IMPRISONMENT		
CIVIL CASE COVER SHEET <input type="checkbox"/> Limited <input checked="" type="checkbox"/> Unlimited	Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 1811)	
		CASE NUMBER: ASSIGNED JUDGE:

Please complete all five (5) items below.

1. Check one box below for the case type that best describes this case:
- | | | |
|---|---|---|
| Auto Tort
<input type="checkbox"/> Auto (22)
Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort
<input type="checkbox"/> Asbestos (04)
<input type="checkbox"/> Product liability (24)
<input type="checkbox"/> Medical malpractice (45)
<input type="checkbox"/> Other PI/PD/WD (23)
Non-PI/PD/WD (Other) Tort
<input type="checkbox"/> Business tort/unfair business practice (07)
<input checked="" type="checkbox"/> Civil rights (e.g., discrimination, false arrest) (08)
<input type="checkbox"/> Defamation (e.g., slander, libel) (13)
<input type="checkbox"/> Fraud (16)
<input type="checkbox"/> Intellectual property (19)
<input type="checkbox"/> Professional negligence (e.g., legal malpractice) (25)
<input type="checkbox"/> Other non-PI/PD/WD tort (35)
Employment
<input type="checkbox"/> Wrongful termination (36) | <input type="checkbox"/> Other employment (15)
Contract
<input type="checkbox"/> Breach of contract/warranty (06)
<input type="checkbox"/> Collections (e.g., money owed, open book accounts) (09)
<input type="checkbox"/> Insurance coverage (18)
<input type="checkbox"/> Other contract (37)
Real Property
<input type="checkbox"/> Eminent domain/Inverse condemnation (14)
<input type="checkbox"/> Wrongful eviction (33)
<input type="checkbox"/> Other real property (e.g., quiet title) (26)
Unlawful Detainer
<input type="checkbox"/> Commercial (31)
<input type="checkbox"/> Residential (32)
<input type="checkbox"/> Drugs (38)
Judicial Review
<input type="checkbox"/> Asset forfeiture (05)
<input type="checkbox"/> Petition re: arbitration award (11) | <input type="checkbox"/> Writ of mandate (02)
<input type="checkbox"/> Other judicial review (39)
Provisionally Complex Civil Litigation
(Cal. Rules of Court, rules 1800-1812)
<input type="checkbox"/> Antitrust/Trade regulation (03)
<input type="checkbox"/> Construction defect (10)
<input type="checkbox"/> Claims involving mass tort (40)
<input type="checkbox"/> Securities litigation (28)
<input type="checkbox"/> Toxic tort/Environmental (30)
<input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)
Enforcement of Judgment
<input type="checkbox"/> Enforcement of judgment (e.g., sister state, foreign, out-of-county abstracts) (20)
Miscellaneous Civil Complaint
<input type="checkbox"/> RICO (27)
<input type="checkbox"/> Other complaint (not specified above) (42)
Miscellaneous Civil Petition
<input type="checkbox"/> Partnership and corporate governance (21)
<input type="checkbox"/> Other petition (not specified above) (43) |
|---|---|---|
2. This case ☐ is ☐ is not complex under rule 1800 of the California Rules of Court. If case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination and related actions pending in one or more courts in other counties, states or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial post-disposition judicial disposition |
3. Type of remedies sought (check all that apply):
- | | | |
|---|---|--------------------------------------|
| a. <input checked="" type="checkbox"/> monetary | b. <input type="checkbox"/> nonmonetary; declaratory or injunctive relief | c. <input type="checkbox"/> punitive |
|---|---|--------------------------------------|
4. Number of causes of action (specify):
5. This case ☐ is ☐ is not a class action suit.
- Date:

LINDA MOTLEY
(TYPE OR PRINT NAME)

Sandra Motley
(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate, Family, or Welfare and Institutions Code). (Cal. Rules of Court, rule 982.2.)
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 1800 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- If this is a complex case, this cover sheet shall be used for statistical purposes only.